

COMMITTEE ON WATER AND SANITATION
(Standing Committee of Berkeley County Council)

Chairman: Mr. Caldwell Pinckney, Jr., Council Member District No. 7

A **meeting** of the **COMMITTEE ON WATER AND SANITATION**, Standing Committee of Berkeley County Council, was held on **Monday December 10, 2007**, in the Assembly Room of the Berkeley County Administration Building, 1003 Highway 52, Moncks Corner, South Carolina, at 7:25 p.m.

PRESENT: Chairman Caldwell Pinckney, Jr., Council District No. 7; Committee Member Phillip Farley, Council District No. 1; Committee Member Timothy Callanan, Council District No. 2; Committee Member William E. Crosby, Council District No. 3; Committee Member Cathy S. Davis, Council District No. 4; Committee Member Dennis L. Fish, Council District No. 5; Committee Member Jack H. Schurlknight, Council District No. 6; Committee Member Steve C. Davis, Council District No. 8; Supervisor Daniel W. Davis, ex officio; Mrs. Nicole Scott Ewing, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

During periods of discussion and/or presentations, minutes are typically condensed and paraphrased.

Chairman Pinckney called the meeting to order and asked for **approval of minutes** from the Committee on Water and Sanitation Meeting held on November 13, 2007.

It was moved by Committee Member Farley and seconded by Committee Member Schurlknight to **approve** the **minutes** as presented. The motion passed by unanimous voice vote of the Committee.

A. Consideration of a Resolution authorizing the **County Supervisor** to prepare, execute and submit an **application** for a loan from the **South Carolina Water Quality Revolving Fund Authority** for State Drinking Water Revolving Loan Fund. (**A. D. Hare** water project).

It was moved by Committee Member Schurlknight and seconded by Committee Member Callanan to **approve** the **Resolution** authorizing the County Supervisor to prepare, execute and submit an application for a loan from the **South Carolina Water Quality Revolving Fund Authority for State Drinking Water Revolving Loan Fund. (A. D. Hare water project).** The motion passed by unanimous voice vote of the Committee.

Committee Member Fish stated that he recalled that a bond had been passed for the Hare Water Project.

Mr. Ed Rogers, BCW&SA Director of Customer Service, responded that the Hare Water System was purchased for \$800,000 in June. The \$1.5 million dollar loan application is proposed for the funding to upgrade and rehabilitate the system. New water lines will be installed and an alternate water source will replace the Hare Water Works wells.

B. Consideration of a Resolution providing for the transfer of funds appropriated in the 2007-2008 budget for **Berkeley County Water and Sanitation Authority** for Authority purposes other than as specified in said budget.

Mr. Micah Miley, BCW&SA Director of Engineering, addressed the committee. He stated that the two gravity sewer rehabilitation projects include systems in Hanahan and St. Stephen. The Hanahan project came in under budget while the St. Stephen project was approximately \$9,000 over budget. The transfer request specifies that \$100,000 be moved from the Hanahan project to the St. Stephen project. This will also provide a small fund for any unforeseen changes as the St. Stephen project continues.

It was moved by Committee Member Steve Davis and seconded by Committee Member Fish to **approve a Resolution** providing for the transfer of funds appropriated in the 2007-2008 budget for **Berkeley County Water and Sanitation Authority** for Authority purposes other than as specified in said budget. The motion passed by unanimous voice vote of the Committee.

C. Mr. Colin Martin, Director, Berkeley County Water and Sanitation Authority, Re: Re-imaging.

Committee Chairman Pinckney acknowledged receipt of recent correspondence from Committee Member Crosby which asserted that the re-imaging issue was ineligible for further action due to the withdrawal of a second during the November 13 Water and Sanitation Committee meeting. Chairman Pinckney stated that, after conferring with Nicole Ewing, County Attorney, he has determined that the issue may move forward unimpeded.

Committee Member Crosby stated he disagreed, citing 'Robert's Rules of Order' and Berkeley County Council Rules which stipulate that an issue 'dies' for lack of a second to a motion made. He expressed concern that the committee would consider operating without regard to established rules of operation.

Ms. Nicole S. Ewing, County Attorney, concurred with Committee Member Crosby that the November 13 motion had failed in the absence of a second. However, her research led her to conclude that neither 'Roberts Rules of Order' nor the Berkeley County Council Rules precluded the re-hearing of the same issue at a future meeting.

Chairman Pinckney asserted that the County Legal Department's opinion is sufficient to allow the Committee's reconsideration of the re-imaging issue.

Committee Member Crosby requested that a second legal opinion be obtained, stating that he does not object to the re-imaging initiative, but to the possible disregard of proper council procedures.

Ms. Ewing further stated that the motion itself failed, but that the actual topic did not fail since it had not reached the Committee for discussion and a vote.

Committee Member Steve Davis expressed confidence in the County Attorney's legal advise and questioned the need for a second legal opinion.

Chairman Pinckney stated that he would allow an 'up or down' vote regardless of whether a second opinion was sought, citing confidence in the County Attorney's conclusion.

Committee Member Farley stated that the motion made on November 13 concerned approval of the re-imaging initiative, and asked whether, and how, the current agenda item differed.

Chairman Pinckney responded that additional aspects included logo revisions per the Committee's request as well as answers to questions submitted by Committee Member Fish.

Committee Member Fish agreed that his questions had been answered but contended that the timing and proposed expenditures for re-imaging remain unacceptable.

Ms. Ewing requested that Barbara Austin, Clerk of Council, provide a definitive explanation of what transpired during the November 13 meeting. Ms. Austin verified that the motion had failed specifically for the lack of a second.

Chairman Pinckney asked Mr. Colin Martin, Berkeley County Water and Sanitation Director, to provide additional information relative to the re-imaging issue. Committee Member Fish requested that Mr. Martin confine his comments to changes that occurred after the November 13 meeting.

Mr. Martin distributed 'rough draft' logo samples prepared by the Engineering Department. He confirmed that a professional printing service would produce the final logo. The logo samples included depictions of how it would appear on water towers, business cards, trucks, and county vehicles.

It was **moved** by Committee Member Steve Davis and **seconded** by Committee Member Schurlknight to **reconsider the re-imaging proposal for Berkeley County Water and Sanitation Authority.**

Committee Member Fish asked how a new 'BCES' logo would be presented or communicated to constituents and customers. Mr. Martin responded that two written notifications would be mailed prior to the first 2008 invoice.

Committee Member Schurlknight asked whether the new website address would be incorporated within the proposed logo. Mr. Martin stated that website finalization is pending until Council approval of the re-imaging proposal.

Committee Member Schurlknight requested further clarification of the \$1,600 cost previously cited for new decals for vehicles and equipment. He also asked whether the water towers would be repainted on scheduled maintenance dates rather than the immediate repainting of all water towers.

Mr. Martin stated it is “a little over \$3,000 total toward the expense to start with the new logo; however, much of that expense has been incurred anyway with the address change.” One tower would need immediate repainting because of its current coat of lead-based paint. Painting contractors provided an estimate of \$10,000 each year, over the next nine years, to paint the new logo onto all county water towers.

Committee Member Fish asked whether these figures were specifically identified in the BCW&SA budget. Mr. Martin responded that money was identified for projects ‘of this nature’ although the printed budget does not specify ‘re-imaging’.

Committee Member Fish commented that non-specific re-imaging expenditures would affect the Council’s ability to determine the impact on the budget. He further inquired if Mr. Martin was willing to go on record to declare that the total project cost was ‘\$1,600 plus \$3,000.’

Mr. Martin responded that he would go on record to declare that “we have to re-do our stationery, business cards, anything that has our address on it anyway, this year, and that the price that we’ve been quoted for changing vehicle decals is \$1,600.”

Committee Member Steve Davis stated it was reasonable to conclude that BCW&SA had sufficient funds for new stationery with the current logo, and that during future budget preparation, a line-item could be included to address re-imaging.

Committee Member Callanan thanked Mr. Martin for the logo modifications and asked him to characterize the level of support for re-imaging among BCW&SA employees.

Mr. Martin stated that 112 of the 236 employees have provided ideas and opinions. He divided the organization into 10 work groups and met with them on a rotating basis. He further stated that most employees have exhibited genuine excitement about the re-branding proposal.

Mr. Martin concluded, stating that ‘form over function and change for the sake of change is not what we are about’. He is confident that re-imaging will provide measurable benefits and signal character to other work performed within the organization.

The **motion failed** to pass with a vote of four (4) “Nays” and three (3) “Ayes.” Committee Members Crosby, Fish, C. Davis and Farley voted “Nay”. Committee Members Schurlknight, Callanan and S. Davis voted “Aye”.

D. Mr. Mark Schlievert, Director of Solid Waste, Re: Termination Agreement between Berkeley County Water & Sanitation Authority and South Carolina Electric & Gas Company regarding the Ash Landfill.

Mr. Schlievert referred to a November 7 SCE&G letter requesting termination of a June 11, 1997 agreement with BCW&SA. The agreement concerned construction of our Subtitle D Landfill Cells numbered one through 4 and stated that BCW&SA would ‘surgically’ harvest the soil to create an ash landfill for SCE&G. Amendments specified that BCW&SA could not be

more than 2 cells ahead of SCE&G fill operations. SCE&G has filled no cells and has no plans to do so, therefore there is no extractable soil. SCE&G returned approximately 800,000 cubic yards to Cells 1 through 10 to adhere to new DHEC rules stating that ash landfills cannot exist below the groundwater table. BCW&SA attorneys reviewed the issue and drafted a termination agreement.

It was moved by Committee Member Farley and seconded by Committee Member Fish to **approve a Termination Agreement** between Berkeley County Water & Sanitation Authority and South Carolina Electric & Gas Company regarding the **Ash Landfill**. The motion passed by unanimous voice vote of the Committee.

Committee Member Farley stated, for the record, that the SCE&G property is adjacent to Foxbank Plantation. Mr. Schlievert stated that SCE&G apparently plans to use the land for an above-ground ash landfill.

It was moved by Committee Member Farley and seconded by Committee Member Callanan to **adjourn** the Committee on Water and Sanitation meeting. The motion passed by unanimous voice vote of the Committee.

The meeting ended at 7:59 pm.

January 14, 2008
Date Approved

COMMITTEE ON WATER AND SANITATION
(Standing Committee of Berkeley County Council)

Chairman: Mr. Caldwell Pinckney, District No. 7

Members: Mr. Phillip Farley, District No. 1
Mr. Timothy J. Callanan, District No. 2
Mr. William E. Crosby, District No. 3
Mrs. Cathy Davis, District No. 4
Mr. Dennis L. Fish, District No. 5
Mr. Jack H. Schurlknight, District No. 6
Mr. Steve C. Davis, District No. 8
Mr. Daniel W. Davis, Supervisor, ex officio

A **meeting** of the **COMMITTEE ON WATER AND SANITATION**, Standing Committee of Berkeley County Council, will be held on **December 10, 2007**, following the meeting of the Committee on Public Works and Purchasing, the Committee on Community Services, the Committee on Planning and Development, and the Committee on Land Use, at **6:00 p.m.**, in the Assembly Room, Berkeley County Administration Building, 1003 Highway 52, Moncks Corner, South Carolina.

AGENDA

APPROVAL OF MINUTES

November 13, 2007

A. Consideration of a Resolution authorizing the **County Supervisor** to prepare, execute and submit an **application** for a loan from the **South Carolina Water Quality Revolving Fund Authority** for State Drinking Water Revolving Loan Fund. (**A. D. Hare** water project).

B. Consideration of a Resolution providing for the transfer of funds appropriated in the 2007-2008 budget for **Berkeley County Water and Sanitation Authority** for Authority purposes other than as specified in said budget.

C. Mr. Colin Martin, Director, Berkeley County Water and Sanitation Authority, Re: Re-imaging.

D. Mr. Mark Schlievert, Director of Solid Waste, Re: Termination Agreement between Berkeley County Water & Sanitation Authority and South Carolina Electric & Gas Company regarding the Ash Landfill.

December 5, 2007
S/Barbara B. Austin, CCC
Clerk of County Council